

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	James Gharib	Art Unit:	3736
Serial No.:	10/809,280	Examiner:	Jonathan M. Foreman
Filing Date:	March 25, 2004		
Title:	System and Methods for Performing Surgical Procedures and Assessments		

Certificate of Transmission: I hereby certify that this paper or fee is being transmitted to the United States Patent and Trademark Office via EFS-Web on August 5, 2008.

Signature: \_\_\_\_\_

Rory Schermerhorn

**Amendment Accompanying Petition for Unintentionally Delayed  
Claim for Priority under 37 CFR 1.78(a)(6)**

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The following amendment is being submitted together with a petition under 37 CFR 1.78(a)(6) to perfect a claim for priority in the above-identified application to a US Provisional application under 35 USC 119(e). Please amend the Application as follows